

**UNITED STATES DISTRICT COURT**

**DISTRICT OF GUAM**

**SUMMONS IN A CIVIL ACTION**

**UNITED STATES OF AMERICA,**

**CASE NUMBER: 06-00011**

**V.**

**MARWAN SHIPPING & TRADING CO.,  
FIVE SEAS SHIPPING CO., LLC, and  
S.J. GARGRAVE SYNDICATE 2724,  
*in personam***

**FILED**

**DISTRICT COURT OF GUAM**

**MAY 18 2006**

**MARY L.M. MORAN  
CLERK OF COURT**

**TO: (Name and Address of Defendant)**  
Five Seas Shipping Co., LLC  
Khansaheb Building, Flat 1F  
Corniche Street  
Old Iranian Market  
P.O. Box 20499  
Sharjah, United Arab Emirates

**and** c/o agent for service of process:  
Inchape Shipping Services Guam LLC  
Suite 116, P.A.G. Building  
106 Cabras Highway  
Piti, Guam 96915  
Phone: (671) 477-5921

**YOU ARE HEREBY SUMMONED** and required to file with the Clerk of this Court and serve upon

**PLAINTIFF'S ATTORNEY** (name and address)

**R. MICHAEL UNDERHILL, Attorney in Charge**  
U.S. Department of Justice  
Torts Branch, Civil Division  
450 Golden Gate Avenue, Room 7-5395  
P.O. Box 36028  
San Francisco, CA 94102

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

**MARY L. M. MORAN**  
Clerk Of Court

**APR 19 2006**

**CLERK of the COURT**

**DATE**

**BY DEPUTY CLERK**

**ORIGINAL**

**ACKNOWLEDGED RECEIPT**

**By:**

**Date:**

# RETURN OF SERVICE

1. Service of the Summons and Complaint was made by me<sup>1</sup>

DATE

5/18/06

NAME OF SERVER (PRINT)

David A. Ponzalen

TITLE

CE DUSM

Check one box below to indicate appropriate method of service

☒ Service personally upon the defendant. Place of served: USMS - Hagatma Gm

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and Discretion then residing therein.

Name of person with whom the summons and complaint were left: \_\_\_\_\_

☐ Returned unexecuted : \_\_\_\_\_

☒ Other (specify): Served on Ernesto L. Siaocong - Ops Supervisor  
for MSC/INCH Cape

## STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

TOTAL

## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on

5/18/06  
Date

Signature of Server

[Signature]

Address of Server

USMS - Hagatma Gm

U.S. Department of Justice  
United States Marshals Service

PROCESS RECEIPT AND RETURN

See Instructions for "Service of Process by the U.S. Marshal" on the reverse of this form.

PLAINTIFF UNITED STATES OF AMERICA		COURT CASE NUMBER 06-00011	
DEFENDANT MARWAN SHIPPING & TRADING, FIVE SEAS SHIPPING, et al.		TYPE OF PROCESS SUMMONS & COMPLAINT	
SERVE ➔ AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC., TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN FIVE SEAS SHIPPING CO., LLC (THROUGH AGENT: Inshape Shipping Services Guam LLC)		
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) Suite 116, P.A.G. Bldg., 106 Cabras Highway Piti, Guam 96915		
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW:		Number of process to be served with this Form - 285	2 (summons & complaint)
R. Michael Underhill, Attorney in Charge U.S. Dept. of Justice, Torts Branch, Civil Div. 450 Golden Gate Avenue P.O. Box 36028 San Francisco, CA 94102		Number of parties to be served in this case	1
		Check for service on U.S.A.	

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available For Service):

PERSONALLY SERVE "INCHAPPE SHIPPING SERVICES GUAM LLC" AT ABOVE ADDRESS. CONTACT AT INCHAPPE SHIPPING IS MR. DION CADIZ, CELL PHONE (671) 637-2621.

Signature of Attorney or other Originator requesting service on behalf of: 	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (415) 436-6640	DATE 5/9/2006
--	---	------------------------------------	------------------

SPACE BELOW FOR USE OF U.S. MARSHAL ONLY — DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only first USM 285 if more than one USM 285 is submitted)	Total Process 1	District of Origin No. 093	District to Serve No. 093	Signature of Authorized USMS Deputy or Clerk 	Date 5/15/06
---	--------------------	-------------------------------	------------------------------	--	-----------------

I hereby certify and return that I ☒ have personally served, ☒ have legal evidence of service, ☐ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above or on the individual, company, corporation, etc., shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc., named above (See remarks below)

Name and title of individual served (if not shown above) Ernesto L. Siaotong, Operator		<input checked="" type="checkbox"/> A person of suitable age and discretion then residing in the defendant's usual place of abode.	
Address (complete only if different than shown above) US Marshals Service Hagatna, Guam		Date of Service 5/18/06	Time 4:20 pm
		Signature of U.S. Marshal or Deputy 	
Service Fee 	Total Mileage Charges (including endeavors)	Forwarding Fee	Total Charges
		HAGATNA, GUAM	
		Amount owed to U.S. Marshal or	
		Amount of Refund	

REMARKS:

PRIOR EDITIONS  
MAY BE USED

1. CLERK OF THE COURT

FORM USM-285 (Rev. 12/15/80)